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UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

Plaintiff,

Case No.  
1:23-cv-00369-NRM-RML

-against-

## RARE BREED TRIGGERS, LLC; RARE

BREED FIREARMS, LLC; LAWRENCE

DEMONICO; KEVIN MAXWELL,

Defendants.

June 30, 2023

10:00 a.m.

VIRTUAL DEPOSITION of COLE LELEUX, the  
Non-Party Witness, taken by the Plaintiff, in  
the above-entitled action, held at the above  
time and place, pursuant to Subpoena, taken  
before AMY BOGUSZEWSKI, a Shorthand Stenotype  
Reporter and Notary Public within and for the  
State of New York.

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2       A p p e a r a n c e s :

3           UNITED STATES ATTORNEY'S OFFICE  
4           Attorneys for Plaintiff  
5            271 Cadman Plaza East  
6            Brooklyn, New York 11201

7

8           DHILLON LAW GROUP  
9           Attorneys for Defendants & Witness  
10          256 Fifth Avenue, 4th Floor  
11          New York, New York 10001

12

13          BY: MICHAEL COLUMBO, ESQ.  
14          BY: JOSIAH CONTARINO, ESQ.  
15          BY: DAVID WARRINGTON, ESQ.  
16          (Present from 10:00 a.m. to 1:00 p.m.)

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19

20        ALSO PRESENT:

21

22          BEN WEINBERG, USAO INTERN

23

24          DOMENICO AULISI

25

26          KEVIN MAXWELL, DEFENDANT  
27          (Joined at 9:45 a.m.)

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29          LAWRENCE DEMONICO, DEFENDANT  
30          (Joined at 9:45 a.m.)

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2 a lot. It seems like all day to where our  
3 wives both want to stop hearing the other  
4 person's voice. And then there is times like  
5 over the weekend where he is with the kids  
6 and I'm with my kids, and we try to give each  
7 other some space and let things hang till  
8 Monday. So it really depends on what is  
9 going on. There was times where we wouldn't  
10 talk for a week or two when things were  
11 coming along. Then there is times where  
12 there is a problem and he is talking to me  
13 what seemed like all day.

14 Q. You said that's by phone, orally by  
15 phone. Do you communicate by text?

16 A. I mean, there are communications by  
17 text, but a lot of it is -- like I said, he  
18 will say "yo." And I sarcastically don't say  
19 "yo" back, you know, that's not how I really  
20 would talk. And then other than that, most  
21 of the time that we actually text is about  
22 jiu-jitsu. Both of our kids do jiu-jitsu, my  
23 wife does jiu-jitsu, he does jiu-jitsu, his  
24 wife does jiu-jitsu. So we would text a lot  
25 about that. But the only other really text

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2 chains that we have that I know you guys  
3 already have, which are the ones with the  
4 people that we had assigned tasks of  
5 assisting with all the crazy business that  
6 was going on.

7 Q. And who is on those text chains you  
8 are talking about?

9 A. I believe there is at least -- so  
10 there is a three text chains that come to  
11 mind. One of them is in my phone called RBT  
12 Business, and that has Kevin and Lawrence.  
13 And that is, again, mostly, you know, Kevin  
14 giving a legal analysis of this or giving his  
15 opinions there. There is one called -- maybe  
16 it's called Admin or Florida Admin, and that  
17 one, I believe, had Lawrence, myself, my  
18 wife, who is doing books and started helping  
19 with some of the dealer stuff, and then the  
20 person, your informant, Gabby. And then  
21 there was another group that had Jen Pierson  
22 in it, but I don't remember what that one was  
23 called.

24 Q. And besides Jen Pierson, who was on  
25 that group?

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2 A. I believe it was Kelly. Maybe Gabby  
3 was on it, too. Lawrence and myself are,  
4 probably, all in there.

5 Q. And Kelly, being your wife?

6 A. Yes, sir.

7 Q. And the last two chains we are  
8 talking about here, are they still in your  
9 phone?

10 A. Yeah. I don't delete anything.

11 Q. Again, I'm going to change the topic  
12 briefly and talk about the 3-position  
13 trigger.

14 A. Which one?

15 Q. That's a good question.

16 MR. COLUMBO: I don't mean to  
17 interrupt, but do we still need  
18 Exhibit 14 up?

19 MR. BLUME: Oh, I apologize.

20 No, we do not. Amy, you could take  
21 that down. Thanks.

22 (So doing.)

23 Q. Mr. Leleux, let me start again. At  
24 any time, was Rare Breed Triggers developing  
25 a 3-position trigger?

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2 temporary restraining order in this matter,  
3 right?

4 A. Yes, sir.

5 Q. Have you seen it?

6 A. I'm sure I have, yes.

7 Q. After the temporary restraining  
8 order, did you take any steps to preserve any  
9 records that you may have had?

10 A. I haven't taken any additional steps  
11 to preserve any records, no.

12 Q. And by records, I mean, I want to  
13 include not just paperwork, but anything you  
14 have done on your computer or on your phone?  
15 Have you made any changes to anything to  
16 preserve any of those, any of that material?

17 A. So my normal practice is that I  
18 don't really delete anything. I have a lot  
19 of old stuff in my phone and on my computer.  
20 So I did not change anything on how I conduct  
21 myself to preserve. And I also -- at least,  
22 I'm under the impression that the language in  
23 like discovery requests so far hasn't really  
24 reached to me. You guys haven't asked me for  
25 anything, so that's why I haven't given you

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2 anything. But I have everything on my phone  
3 and on my computer that was there.

4 Q. You didn't make any copies of  
5 anything?

6 A. No. No, I don't think I made copies  
7 of anything. I mean, just so you understand,  
8 most of all of my records, like papers or  
9 whatever, would be in e-mail, which I don't  
10 know how to make copy of an e-mail, and you  
11 would log-in. So if my computer fell off the  
12 face of the earth, I could go to another  
13 computer and log-in to my e-mail account. So  
14 I don't know that I would have anything  
15 really to restore.

16 Q. Does Spikes Tactical have a truck?

17 A. Does Spikes Tactical have a truck?

18 Q. Yes.

19 A. I don't believe the company owns a  
20 truck.

21 Q. A Hummer or anything like that?

22 A. The company does not own any  
23 vehicle, to my knowledge. Spikes, Michael  
24 Register himself, did own what is called a  
25 Gurkha.